

School District Name: _____ Contact Person: _____

2011-2012 DOCUMENTATION OF SCHOOL DISTRICT REQUIRED SPECIAL EDUCATION POLICIES FOR PART B OF THE IDEA

The district has the following policies in place as required by Part B of the Individuals with Disabilities Act (34 CFR 300.100-300.374) and the Nebraska Regulations and Standards for Special Education Programs (92 NAC 51):

Check and enter dates as applicable		REQUIRED POLICIES
Yes (Policy is in place.)	No (Policy is not in place. Include date on which policy will be in place.)	
		1. Free Appropriate Public Education (FAPE)
		A free appropriate public education is available to all children with disabilities residing in the district from date of diagnosis through the school year in which the student reaches 21 years of age, including children with disabilities who have been suspended or expelled. <i>92 NAC 51-004.01 through 004.03A and 007.07C2 through 007.07C6</i>
		2. Full Education Opportunity Goal
		The district has established policies and procedures that are consistent with Nebraska's goal of providing a full educational opportunity to all children with disabilities and a detailed timetable for accomplishing that goal. <i>92 NAC 51-004.11A</i>
		3. Child Find
		All children with disabilities residing in the district, including children with disabilities who are homeless or are wards of the state and children with disabilities attending nonpublic schools, regardless of the severity of their disabilities, who are in need of special education and related services, are identified, located and evaluated and a practical method is developed and implemented to determine which children with disabilities are currently receiving needed special education and related services. <i>92 NAC 51-006.01 through 006.01A2</i>
		4. Individualized Education Program (IEP)
		An individualized education program, or an individualized family service plan that meets the requirements of 92 NAC 51-007, is developed, reviewed, and revised for each child with a disability. <i>92 NAC 51-007.01 through 007.10E</i>

REQUIRED POLICIES

Check and enter dates as applicable		
Yes (Policy is in place.)	No (Policy is not in place. Include date on which policy will be in place.)	
		5. Least Restrictive Environment (LRE)
		To the maximum extent appropriate, children with disabilities, including children in public or private institutions or other care facilities, are educated with children who are not disabled, and special classes, separate schooling, or other removal of children with disabilities from the regular educational environment occurs only when the nature or severity of the disability of a child is such that education in regular classes with the use of supplementary aids and services cannot be achieved satisfactorily. <i>92 NAC 51-008.01 through 008.011</i>
		6. Procedural Safeguards
		Children with disabilities and their parents are afforded the required procedural safeguards. <i>92 NAC 51-009.01 through 009.07; 009.10 through 009.12; 009.14, 006.07 and 016.01 through 016.07C</i>
		7. Evaluation Procedures
		Children with disabilities are evaluated according to the procedures required by 92 NAC 51-006.
		8. Confidentiality of Personally Identifiable Information
		The school district shall comply with the requirements relating to the confidentiality of student records and information. <i>92 NAC 51-003.16, 003.20, 009.03 through 009.03M3</i>
		9. Transition of Children from Part C to Preschool Programs
		Children participating in early intervention programs under Part C and who will participate in preschool programs assisted under Part B experience a smooth and effective transition to those preschool programs in a manner consistent with 92 NAC 51-007.16. By the third birthday of such a child, an individualized education program or an individualized family service plan has been developed and is being implemented for the child. The local educational agency will participate in transition planning conferences arranged by the designated lead agency. <i>92 NAC 51-007.16 through 007.16B1h</i>
		10. Children in Nonpublic Schools
		To the extent consistent with the number and location of children with disabilities in the school district who are enrolled by their parents in nonpublic elementary schools and secondary schools in the school district served by a local educational agency, provision is made for the participation of those children in the program assisted or carried out under this part by providing for such children special education and related services. <i>92 NAC 51-012.08A through 012.08E, and 015.01 through 015.09</i>
		11. Personnel Qualifications
		The school district ensures that personnel necessary to carry out this part are appropriately and adequately prepared and trained, including that those personnel have the content knowledge and skills to serve children with disabilities. <i>92 NAC 51-010</i>

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		12. Participation in State and District Wide Assessments All children with disabilities are included in all general state and district wide assessment programs, including assessments described under section 1111 of the Elementary and Secondary Education Act of 1965, with appropriate accommodations and alternate assessments where necessary and as indicated in their respective individualized education programs. <i>92 NAC 51-004.05 through 004.05E</i>
		13. Suspension and Expulsion Rates The school district examines data, including data disaggregated by race and ethnicity, to determine if significant discrepancies are occurring in the rate of long-term suspensions and expulsions of children with disabilities. <i>92 NAC 51-004.06E</i>
		14. Access to Instructional Materials The school district as part of any print instructional materials adoption process, procurement contract, or other practice or instrument used for purchase of print instructional materials enters into a written contract with the publisher of the print instructional materials to: ➤ Require the publisher to prepare and, on or before delivery of the print instructional materials, provide to the National Instructional Material Access Center, electronic files containing the contents of the print instructional materials using the National Instructional Materials Accessibility Standard, or ➤ Purchase instructional materials from the publisher that are produced in, or may be rendered in specialized formats. <i>92 NAC 51-004.15 through 004.15B</i>
		15. Over-Identification and Disproportionality The district has in effect policies and procedures designed to prevent the inappropriate over-identification or disproportionate representation by race and ethnicity of children as children with disabilities, including children with disabilities with a particular impairment described in 92 NAC 51-003.10.
		16. Prohibition on Mandatory Medication School districts and special education and related service providers are prohibited from requiring a child to obtain a prescription for a substance covered by the Controlled Substances Act (21 U.S.C. 812(c)) as a condition of attending school, receiving an evaluation under 92 NAC 51-006, or receiving services under the IDEA. <i>92 NAC 51-004.11D through 004.11D2</i>
		17. Transportation The board of education shall be responsible to provide for the transportation expenses of children with disabilities who are residents of the school district. <i>92 NAC 51-014.01 through 014.02</i>